

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

GEORGE A. JACKSON, et al.,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	C. A. No. 05-823-***
	)	
STANLEY TAYLOR, et al.,	)	JURY TRIAL REQUESTED
	)	
Defendants.	)	

**DEFENDANTS MICHAEL KNIGHT AND CHRIS SENATO’S RESPONSE  
TO PLAINTIFF’S REQUEST FOR PRODUCTION OF DOCUMENTS**

Defendants Michael Knight and Chris Senato (“Answering Defendants”) hereby respond to Plaintiff’s Request for Production of Documents (“Request for Production”):

**GENERAL OBJECTIONS**

1. Answering Defendants object to the Request for Production to the extent that it seeks information or documents protected from disclosure by the attorney-client privilege, the work product doctrine, or any other applicable privilege.
2. Answering Defendants object to the Request for Production to the extent that it purports to require supplementation of these responses beyond that required by Federal Rule of Civil Procedure 26(e).
3. Answering Defendants object to the Request for Production to the extent that it purports to place duties upon them not set forth in, or contemplated by, the Federal Rules of Civil Procedure.
4. Answering Defendants object to the Request for Production to the extent that it purports to seek information or documents not in their possession, custody or

control.

5. Answering Defendants object to the Request for Production to the extent that it seeks the production of documents equally available to Plaintiff or Plaintiff's counsel. Such documents will be identified by Defendants, but will not be produced.

6. Answering Defendants object to the Request for Production to the extent that it purports to require production of information or documents which are impractical or unduly burdensome to reproduce.

7. Answering Defendants object to the Request for Production to the extent that it seeks the production of documents generated by or received from counsel for Answering Defendants in connection with this litigation on or after the date of the acceptance of representation on the grounds that such documents are protected by attorney-client and work product privileges.

### **RESPONSES**

Subject to, and without waiver of the foregoing General Objections and those set forth in Answering Defendants' Responses, Answering Defendants respond, after a reasonable search, and subject to supplementation, as follows:

1. Any and all periodic preventive maintenance records that were discuss [sic] and reviewed in response to Plaintiff's George Jackson's "emergency grievance" as stated in Defendant Michael Knight's Response to Plaintiff's Interrogatories question no.

2.

**RESPONSE:** See Attached Work Orders Bates-stamped D00009 through D00030.

2. A copy of all the Annual Public Health Sanitation reports during the time period July 2003 thru July 2005, including reports of DOC inspections, as stated in

Defendant's Michael Knight's Response to Plaintiffs' Interrogatories, question no. 10, and Chris Senato's Response to Plaintiffs' Interrogatories question no. 10.

**RESPONSE:** See Attached Inspection Reports Bates-stamped D00031 through D00036.

3. Any and all work orders that periodic preventive maintenance was performed on the air handler (ventilation) on top of the kitchen as stated in Defendant Chris Senato's Response to Plaintiff's Interrogatories question no. 4.

**RESPONSE:** See Response to Production of Documents Request No. 1.

4. Produce for inspection, copying or photographing of the SCI Main kitchen logs between July 2003 thru July 2005.

**RESPONSE:** Objection. This request is vague, overly broad and unduly burdensome. Further objection that this Interrogatory has no relevance to Plaintiff's claims, requests information beyond the scope of Rule 26, and is not designed to lead to the discovery of admissible evidence. Further objection that this Interrogatory seeks production of information protected from discovery by 11 *Del. C.* §4322(a).

5. Any and all written/or recorded programs including Serv Safe, for the education and training of Food Service staff in the recognition avoidance and prevention of unsafe conditions applicable to the kitchen work environment to control or eliminate any hazards or other exposure to illness or injury.

**RESPONSE:** Due to copyright protections Defendants are unable to produce the booklet. The ServSafe materials state that: "ServSafe is a registered trademark of the National Restaurant Association Educational Foundation. All rights reserved. No part of this publication (ServSafe Employee Guide) may be reproduced, stored in a retrieval system, or transmitted in any form or by any means, electronic, mechanical, photocopying,

recording, or otherwise, without the prior written permission of the publisher.”

6. All written memorandum of correspondence between Defendant Michael Knight and Chris Senato regarding the Plaintiff George A. Jackson’s “emergency grievance” which forms the subject matter of the complaint.

**RESPONSE:** There is no written correspondence between the Defendants regarding Plaintiff George Jackson’s “emergency grievance.”

STATE OF DELAWARE  
DEPARTMENT OF JUSTICE

/s/ Catherine Damavandi  
Catherine Damavandi, ID#3823  
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Dated: November 28, 2007

***CERTIFICATE OF SERVICE***

I hereby certify that on November 28, 2007, I electronically filed the attached *Defendants Michael Knight and Chris Senato's Response to Plaintiffs' Request for Production of Documents* with the Clerk of Court using CM/ECF. I hereby certify that on November 28, 2007, I have mailed by United States Postal Service, the document to the non-registered parties on the attached list.

STATE OF DELAWARE  
DEPARTMENT OF JUSTICE

/s/ Catherine Damavandi  
Catherine Damavandi, ID#3823  
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